Case 17-31259-MBK Doc 45 Filed 02/04/18 Entered 02/05/18 00:48:56 Desc Imaged Certificate of Notice Page 1 of 5

MCC4785 MARC C. CAPONE, ESQ. CAPONE & KEEFE, P.C. 60 HIGHWAY 71, UNIT 2 SPRING LAKE HEIGHTS, NJ 07762 (732) 528-1166 ATTORNEYS FOR DEBTOR

Order Filed on February 2, 2018 by Clerk U.S. Bankruptcy Court District of New Jersey

# UNITED STATES BANKRUPTCY COURT DISTRICT OF NEW JERSEY

IN RE: Chapter 13

Richard & Lorraine Kuhn Case No.: 17-31259 (MBK)

Hearing Date:

## AMENDED ORDER TO EMPLOYER TO PAY TO CHAPTER 13 TRUSTEE

The relief set forth on the following pages, numbered two (2) through four (4) is hereby ORDERED.

DATED: February 2, 2018

Honorable Michael B. Kaplan United States Bankruptcy Judge (Page 2)

Debtor(s): Richard & Lorraine Kuhn

Case No.: **17-31259 (MBK)** 

Caption of Order: Amended Order To Employer To Pay Chapter 13 Trustee

The above-named debtor has filed a proceeding under Chapter 13 of Title 11 of the United States Code. The debtor's future earnings have been submitted to the jurisdiction of this Court, in furtherance of the debtors' Chapter 13 plan.

NOW, THEREFORE, PURSUANT to 11 U.S.C. § 1325(c) and § 105, IT IS ORDERED that, until further order of this Court, the employer or other party providing income to said debtor shall deduct from the earnings or income of said debtor the following sums each pay period, beginning on the next pay day following receipt of this order, and shall deduct the same amount for each pay period thereafter, including any period for which the debtor receives periodic or lump sum payment for or on account of vacation, termination or other benefits, arising out of present or past employment of the debtor, and to forthwith remit the sum so deducted to the Chapter 13 Standing Trustee.

**Debtor's Employer and Address:** Salon Mulan

Attn.: Payroll Department 2401 Bridge Avenue

Point Pleasant Boro, NJ 08742

Trustee to Whom Payments Must be Forwarded: Albert Russo, Trustee

PO Box 933

Memphis, TN 38101-0933

**Case No.:** 17-31259 (MBK)

Amount to be Deducted and paid Per Pay Period:

Monthly **Bi-Weekly** Weekly  $\underline{X}$  = \$92.38

IT IS FURTHER ORDERED that the employer or other party making payments shall note the debtor's name and bankruptcy case number on the checks to the trustee

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Debtor(s): Richard & Lorraine Kuhn

Case No.: **17-31259 (MBK)** 

Caption of Order: Amended Order To Employer To Pay Chapter 13 Trustee

IT IS FURTHER ORDERED that said employer or other party shall notify said trustee if the earnings or income of said debtor are terminated, and the reasons for such termination.

IT IS FURTHER ORDERED that all earnings and wages of the debtor, except the amounts required to be withheld by the provisions of any laws of the United States, the laws of any State or political subdivision, or by any insurance, pension or union dues agreement between employer and the debtor, or by the order of this court, shall be paid to the debtor in accordance with employer's usual payroll procedure.

IT IS FURTHER ORDERED that no deduction for or on account of any garnishment, wage assignment, credit union or other purpose not specifically authorized by this Court shall be made from the earnings of said debtor.

IT IS FURTHER ORDERED that an order dismissing the debtor's bankruptcy case shall constitute a termination of the requirement to make payments under this order.

IT IS FURTHER ORDERED that this order supersedes previous orders, if any, made to the subject employer or other party in this cause.

IT IS FURTHER ORDERED that the attorney for the debtor shall serve copies of this order on the employer or other party, and the trustee within five days.

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Debtor(s): Richard & Lorraine Kuhn

Case No.: **17-31259 (MBK)** 

Caption of Order: Amended Order To Employer To Pay Chapter 13 Trustee

IT IS A VIOLATION OF 15 U.S.C. § 1674 AND N.J.S.A. 2A: 170-90.4 FOR AN EMPLOYER TO DISCHARGE AN EMPLOYEE OR TAKE ANY OTHER DISCIPLINARY ACTION BECAUSE OF A WAGE GARNISHMENT. AN EMPLOYER VIOLATING SAID STATUTES IS SUBJECT TO FINES AND IMPRISONMENT.

### Case 17-31259-MBK Doc 45 Filed 02/04/18 Entered 02/05/18 00:43:56 Desc Imaged

Certificate of Notice Page 5 of 5 ted States Bankruptcy District of New Jersey

In re: Richard Kuhn Lorraine M. Kuhn Debtors Case No. 17-31259-MBK Chapter 13

### CERTIFICATE OF NOTICE

District/off: 0312-3 User: admin Page 1 of 1 Date Rcvd: Feb 02, 2018

Form ID: pdf903 Total Noticed: 1

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Feb 04, 2018.

db/jdb Richard Kuhn. 738 Croy Rd, Brick, NJ 08724-1102 Lorraine M. Kuhn,

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center. NONE. TOTAL: 0

\*\*\*\*\* BYPASSED RECIPIENTS \*\*\*\*\*

TOTAL: 0 NONE.

Transmission times for electronic delivery are Eastern Time zone.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Feb 04, 2018 Signature: /s/Joseph Speetjens

#### CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on February 2, 2018 at the address(es) listed below:

Albert Russo docs@russotrustee.com Brian C. Nicholas on behalf of Loss Mitigation Specialized Loan Servicing, LLC

bnicholas@kmllawgroup.com, bkgroup@kmllawgroup.com
Denise E. Carlon on behalf of Creditor The Bank of New York Mellon FKA The Bank of New York, as Trustee for the certificateholders of the CWABS, Inc., Asset-Backed Certificates, Series 2007-4 dcarlon@kmllawgroup.com, bkgroup@kmllawgroup.com

Marc C. Capone on behalf of Debtor Richard Kuhn mcapone@caponeandkeefe.com,

docs@caponeandkeefe.com

on behalf of Joint Debtor Lorraine M. Kuhn mcapone@caponeandkeefe.com, Marc C. Capone docs@caponeandkeefe.com

Rebecca Ann Solarz on behalf of Creditor The Bank of New York Mellon FKA The Bank of New York, as Trustee for the certificateholders of the CWABS, Inc., Asset-Backed Certificates, Series 2007-4 rsolarz@kmllawgroup.com

U.S. Trustee USTPRegion03.NE.ECF@usdoj.gov

TOTAL: 7